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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 3213**  
Kikukatsu ITO : Docket No. 2001-1838A  
Serial No. 10/009,962 : Group Art Unit Not Yet Assigned  
Filed January 23, 2002 : Examiner Not Yet Assigned  
PLANT THERMOGENIC GENES :  
AND PROTEINS :

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**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents,  
Washington, D.C. 20231

Sir:

Responsive to the Notice dated February 13, 2002, the time for filing thereto being extended for one month in accordance with the Petition for Extension submitted concurrently herewith, please amend the above-identified application as follows:

**In the Specification:**

Page 1, line 1, delete the entire heading.

between lines 3 and 6, insert the following new heading:

Background of the Invention

line 6, replace the heading with the following new heading:

1. Field of the Invention

line 16, replace the heading with the following new heading:

2. Description of the Related Art